GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

UNSTARRED QUESTION NO:3512
ANSWERED ON:19.08.2003
SUPREME COURT`S JUDGEMENT ON STRIKE BY GOVERNMENT SERVANTS
ADHI SANKAR;CHANDRESH PATEL KORDIA;GORDHANBHAI JAVIA

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

(a) whether Supreme Court has delivered a judgement on 6.8.2003 to the effect that Government employees and workers have no right to go on strike;

(b) if so, the details thereof;

(c) whether the trade unions and employees all over the country have expressed their protest against it;

(d) if so, the details thereof;

(e) the reaction of the Government thereto;

(f) whether the Government propose to bring a Bill in Parliament in this regard; and

(g) if so, the details thereof?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS AND MINISTER OF STATE IN THE MINISTRY OF PERS(PUBLIC GRIEVANCES AND PENSIONS. (SHRI HARIN PATHAK)

(a) & (b): In the judgement delivered on 6th August, 2003 in the case of T.K. Rangarajan Vs. Government of Tamil Nadu and others, the Supreme Court has held that no right to strike- whether Fundamental, Statutory or Equitable/Moral Right- exists with the Government employes.

(c) & (d): News reports indicate that some of the trade unions and employees have expressed their protest against it.

(e): As per the provisions of the Conduct Rules, no Government servant shall resort to or in any way abet any form of strike or coercion or physical duress in connection with any matter pertaining to his service or the service of any other Government servant.

(f) & (g): No such proposal is under consideration.